

REFERENCE TITLE: drug and alcohol treatment district

State of Arizona
House of Representatives
Forty-ninth Legislature
First Regular Session
2009

HB 2524

Introduced by
Representatives Chabin, Konopnicki, Senators Allen C, Hale

AN ACT

AMENDING TITLE 48, ARIZONA REVISED STATUTES, BY ADDING CHAPTER 39; RELATING TO THE DRUG AND ALCOHOL TREATMENT DISTRICT.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Title 48, Arizona Revised Statutes, is amended by adding
3 chapter 39, to read:

4 CHAPTER 39

5 DRUG AND ALCOHOL TREATMENT DISTRICT

6 ARTICLE 1. GENERAL PROVISIONS

7 48-6801. Definitions

8 IN THIS ARTICLE, UNLESS THE CONTEXT OTHERWISE REQUIRES:

9 1. "BOARD" MEANS THE DISTRICT BOARD OF DIRECTORS.

10 2. "CHAIRPERSON" MEANS THE PERSON ELECTED TO PRESIDE OVER MEETINGS OF
11 THE BOARD OF DIRECTORS.

12 3. "DISTRICT" MEANS THE DRUG AND ALCOHOL TREATMENT DISTRICT
13 ESTABLISHED PURSUANT TO THIS CHAPTER.

14 48-6802. Drug and alcohol treatment district; purpose

15 A STATEWIDE DRUG AND ALCOHOL TREATMENT DISTRICT SHALL BE FORMED FOR THE
16 PURPOSE OF PROVIDING DRUG AND ALCOHOL ABUSE TREATMENT PROGRAMS THROUGH
17 REGIONAL BEHAVIORAL HEALTH AUTHORITIES IN THIS STATE, DIVERSION PROGRAMS
18 THROUGH DRUG AND FAMILY COURTS IN THIS STATE AND PROVIDING LAW ENFORCEMENT
19 TRAINING PROGRAMS THAT TRAIN STATE AND LOCAL LAW ENFORCEMENT OFFICERS IN
20 METHODS OF APPROPRIATELY INTERACTING WITH SUSPECTS WHO ABUSE DRUGS OR
21 ALCOHOL.

22 48-6803. Board of directors; term; appointment; compensation;
23 expenses

24 A. A BOARD OF FIVE DIRECTORS SHALL GOVERN THE DISTRICT. THE GOVERNOR
25 SHALL APPOINT THE BOARD MEMBERS TO STAGGERED TERMS OF FIVE YEARS. NO MORE
26 THAN TWO MEMBERS SHALL BELONG TO THE SAME POLITICAL PARTY.

27 B. MEMBERS OF THE BOARD MAY RECEIVE COMPENSATION AS PRESCRIBED BY
28 SPECIFIC LEGISLATIVE APPROPRIATION AND ARE ELIGIBLE FOR REIMBURSEMENT OF
29 EXPENSES PURSUANT TO TITLE 38, CHAPTER 4, ARTICLE 2.

30 48-6084. Powers and duties

31 A. THE DISTRICT BOARD OF DIRECTORS SHALL:

32 1. APPOINT FROM AMONG ITS MEMBERS A CHAIRPERSON, A SECRETARY, A
33 TREASURER AND OTHER OFFICERS AS MAY BE NECESSARY TO CONDUCT ITS BUSINESS.

34 2. KEEP PROCEEDINGS AND RECORDS OF THE BOARD OPEN TO THE PUBLIC AS
35 REQUIRED BY TITLE 38, CHAPTER 3, ARTICLE 3.1 AND TITLE 39, CHAPTER 1 AND
36 MAINTAIN A COMPLETE AND ACCURATE RECORD OF ALL OF ITS PROCEEDINGS.

37 B. THE DISTRICT, THROUGH ITS BOARD OF DIRECTORS, MAY:

38 1. ADOPT AND USE A CORPORATE SEAL.

39 2. SUE AND BE SUED.

40 3. ENTER INTO CONTRACTS, INCLUDING INTERGOVERNMENTAL AGREEMENTS, TO
41 CARRY OUT THIS CHAPTER.

42 4. USE REVENUES PAID TO THE DISTRICT PURSUANT TO SECTION 48-6085 AND
43 OTHER REVENUES THE DISTRICT MAY RECEIVE FOR THE PURPOSE OF PROVIDING DRUG AND
44 ALCOHOL ABUSE TREATMENT PROGRAMS THROUGH REGIONAL BEHAVIORAL HEALTH
45 AUTHORITIES IN THIS STATE, DIVERSION PROGRAMS THROUGH DRUG AND FAMILY COURTS

1 IN THIS STATE AND PROVIDING LAW ENFORCEMENT TRAINING PROGRAMS THAT TRAIN
2 STATE AND LOCAL LAW ENFORCEMENT OFFICERS IN METHODS OF APPROPRIATELY
3 INTERACTING WITH SUSPECTS WHO ABUSE DRUGS OR ALCOHOL.

4 48-6085. Liquor luxury tax

5 A. THE BOARD OF DIRECTORS OF THE DISTRICT BY RESOLUTION MAY LEVY, AND
6 IF LEVIED, THE DEPARTMENT OF REVENUE SHALL COLLECT, A LIQUOR LUXURY TAX
7 PURSUANT TO THIS SECTION TO BE USED AND SPENT FOR THE PURPOSES DESCRIBED IN
8 SECTION 48-6084. THE RATE OF THE LIQUOR LUXURY TAX ON EACH GALLON OF
9 SPIRITUOUS, VINOUS OR MALT LIQUOR SHALL BE THREE DOLLARS FIFTY CENTS AND A
10 PROPORTIONATE RATE FOR ANY LESSER OR GREATER QUANTITY THAN ONE GALLON.

11 B. EACH MONTH THE STATE TREASURER SHALL REMIT TO THE DISTRICT
12 TREASURER THE NET REVENUES COLLECTED UNDER SUBSECTION A OF THIS SECTION
13 DURING THE SECOND PRECEDING MONTH. THE DISTRICT TREASURER SHALL DEPOSIT THE
14 MONIES IN THE DISTRICT'S ACCOUNTS AND SHALL ACCOUNT FOR ALL EXPENDITURES.